

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

EUGENE KANE, : Civil No. 3:21-cv-936
Plaintiff : (Judge Mariani)
v. : FILED
SCHUYLKILL COUNTY PRISON, et al., : SCRANTON
Defendants : SEP 24 2021
PER *[Signature]*
DEPUTY CLERK

ORDER

AND NOW, this 23rd day of September, 2021, upon preliminary consideration of Plaintiff's complaint (Doc. 1), and in accordance with the accompanying Memorandum, **IT IS HEREBY ORDERED THAT:**

1. Plaintiff's application to proceed *in forma pauperis* is **GRANTED**. (Doc. 2).
2. The complaint (Doc. 1) is **DISMISSED** pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).
3. Plaintiff is granted leave to file an amended complaint on or before **Wednesday, October 13, 2021** in accordance with this Order's accompanying Memorandum.
4. Failure to timely file a proposed amended complaint will result in the dismissal of this action without further notice of Court.



Robert D. Mariani
United States District Judge